

## BEST AVAILABLE COPY

Application No. : 10/662,696  
Amdt. Dated : October 10, 2006  
Reply To F.O.A. Of : July 7, 2006

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## REMARKS

The Applicants would like to thank Examiner Michael Apanius for the interview extended to the Applicants' counsels of record, John M. Grover and Jarom Kessler, on September 11, 2006, and follow up conference call several days later to confirm appropriateness of present claim amendments. During the in-person interview, the Applicants and the Examiner disagreed about the scope of § 101 statutory subject matter. However, it was indicated that an amendment adopting the Examiner's suggestion of post computer processing activity, e.g., treatment of the patient, would be considered when coupled with cancellation of Claim 9. Support for treatment of the patient can be found at least in Fig. 19 and the corresponding discussions thereof in the specification.

Accordingly, the Applicants have amended Claims 1 and 4 – 5, canceled Claim 9 without prejudice or disclaimer, and added new dependent Claims 10 – 11 along the lines discussed in the interview. Therefore, the Applicants respectfully request reconsideration of pending Claims 1 – 8 and 10 – 11.

In view of the forgoing, the present application is believed to be in condition for allowance, and such allowance is respectfully requested. If further issues remain to be resolved, the Applicants' undersigned attorney of record hereby formally requests a telephone interview with the Examiner. The Applicants' attorney can be reached at (949) 721-2946 or at the number listed below.

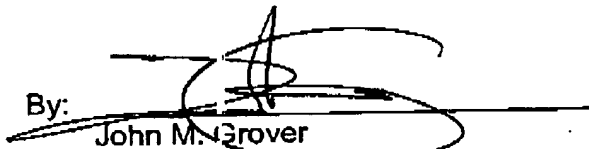
In addition, please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: October 10, 2006

By:

  
John M. Grover  
Registration No. 42,610  
Attorney of Record  
(949) 760-0404

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Knobbe, Martens, Olson & Bear, LLP